

MODULE III - POST-CLOSURE CARE AND USE OF PROPERTY

III.A. POST-CLOSURE CARE

- III.A.1. The Permittee shall conduct all post-closure care activities in accordance with the approved post-closure plan as specified in this permit, and in compliance with R315-8-7.
- III.A.2. Post Closure care of the RWMA shall be in accordance with R315-8-7 and R315-8-11.5. The Permittee shall:
- III.A.2.a. Maintain the integrity and effectiveness of the RWMA final cover in compliance with R315-7-21.4(b) and Attachment 2 of this permit, including making repairs to the cap as necessary to correct the effects of settling, subsidence, erosion or other events.
- III.A.2.b. Maintain the groundwater monitoring system and monitor the groundwater in compliance with R315-8-11.5(b)(2) for the RWMA and Module IV and Module V of this permit.
- III.A.2.c. Prevent run-on and run-off from eroding or otherwise damaging the final covers in compliance with R315-8-14.5(b)(5) or R315-8-13.8(a).
- III.A.2.d. Prohibit post-closure use of the property, which will disturb the integrity of the final cover, containment systems, or monitoring system in compliance with R315-8-7.
- III.A.2.e. Protect and maintain records and surveyed benchmarks used in complying with R315-8-13.7 and R315-8-14.4.

III.B. COST ESTIMATES FOR THE FACILITY POST-CLOSURE CARE

- III.B.1. The Permittee's post-closure cost estimate shall be prepared in accordance with R315-8-8.
- III.B.2. Within ninety (90) days after the end of each Chevron Salt Lake Refinery fiscal year, the Permittee shall adjust the post-closure cost estimate for inflation and submit a copy of that adjusted post-closure cost estimate to

the Executive Secretary, and maintain the latest adjusted post-closure cost estimate in the Operating Record.

III.B.3. The Permittee shall revise the post-closure cost estimate whenever there is a change in the facility's post-closure plan as required by R315-8-8.

III.B.4. The Permittee shall keep at the facility the latest post-closure cost estimate as required by R315-8-8 as part of the facility Operating Record.

III.C. FINANCIAL ASSURANCE FOR FACILITY CLOSURE

III.C.1. The Permittee shall demonstrate continuous compliance with R315-8-8 by providing documentation of financial assurance, as required by R315-8-8. Changes in financial assurance mechanisms shall be approved by the Executive Secretary pursuant to R315-8-8 at least sixty (60) days prior to such a change.

III.D. INSPECTIONS

III.D.1. Inspections will be conducted during the post-closure care period in compliance with the procedures specified in Condition II.D and as specified in Attachment 2. All records of inspections and remedial actions shall be retained in the Operating Record at the Facility throughout the post-closure care period. Any deterioration or malfunction discovered by an inspection will be remedied in compliance with R315-8-2.6(c).

III.E. USE OF PROPERTY

III.E.1. Within sixty (60) days after this permit is issued the Permittee shall submit to the Davis County Recorder and to the Executive Secretary:

III.E.1.a. A record of the type, location, and quantity of hazardous waste disposed of within the RWMA to the best of his knowledge and in accordance with any records he has kept.

III.E.2. The Permittee shall record, in accordance with State law, a notation on the deed to the facility property, or on some other instrument which is normally examined during title search, that will in perpetuity notify any potential purchaser of the property that:

- III.E.2.a. The land use at the RWMA is for management of stabilized hazardous waste;
- III.E.2.b. Land use is restricted under R315-7-14;
- III.E.2.c. The survey plat and record of the type, location, and quantity of hazardous waste disposed of within the RWMA required by R315-7-14 have been filed with the local zoning authority with jurisdiction over local land use and with the Executive Secretary; and
- III.E.2.d. A submitted certification signed by the Permittee verifying that he has recorded the notation in the deed (as specified in R315-7-14) and a copy of the document in which the notation has been placed in the deed shall be submitted to the Executive Secretary.

III.F. AMENDMENT OF PLAN

- III.F.1. The Permittee shall amend the post-closure plan in accordance with R315-8-7 whenever necessary or when required to do so by the Executive Secretary.